

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**GERALD DAVIS, JR.**

Plaintiff,

V.

**THE DISTRICT ATTORNEY OF  
ALLEGHENY COUNTY, THE  
ATTORNEY GENERAL OF  
PENNSYLVANIA, and MARK  
CAPOZZA, SUPERINTENDENT,**

Defendants.

## ORDER

AND NOW this 29th day of August, 2023, in accordance with the accompanying memorandum opinion, it is hereby ORDERED that the pro se petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 filed by Gerald Davis, Jr. (ECF No. 1) is DENIED. A certificate of appealability will not issue. The magistrate judge's R&R is adopted as the opinion of the court as supplemented in the accompanying opinion.

BY THE COURT:

/s/ Joy Flowers Conti  
Joy Flowers Conti  
Senior United States District Judge